



IL HIE Authority Data Security & Privacy Committee - Patient Electronic Health Data Privacy and Security Policies

July 17, 2012

Overview

- Welcome – Chair's remarks
- Committee Overview
 - History
 - Duties/Powers
 - Prior Meetings
- Need for Policy Recommendations
- Committee Work Plan
- Today's Agenda
 - Procedure for Public Comment

Committee members

- **Chair: Dr. Nicholas Panomitros** – Attorney and Dentist in private practice; Professor at the University of Illinois at Chicago Schools of Public Health and Dentistry; ILHIE Authority Board member
- **Leah Bartelt** – Reproductive Rights Staff Counsel, Roger Baldwin Foundation of ACLU of Illinois
- **Elissa J. Bassler** – CEO, Illinois Public Health Institute; ILHIE Advisory Committee member
- **David Carvalho** – Deputy Director Policy Planning and Statistics, Illinois Department of Public Health; ILHIE Authority Board ex-officio member
- **Jennifer Creasey** – Associate State Director of the Illinois Legislative Office of AARP
- **Jud DeLoss** – Attorney in private practice; ILHIE Advisory Committee member
- **Dr. Carl Gunter** – Director, University of Illinois Strategic Healthcare IT Advanced Research Projects (SHARPS) on Security
- **David Holland** – VP/CIO, Southern Illinois Healthcare; ILHIE Authority Board member
- **Ron Isbell** – Manager Network Infrastructure Data Security & User Access, Children’s Memorial Hospital
- **Dr. Edward Mensah** – Program Director Public Health Informatics, University of Illinois at Chicago School of Public Health; ILHIE Authority Advisory Committee member
- **Pat Merryweather** – Executive Director, Illinois Foundation for Quality Healthcare (IFMC-IL); ILHIE Authority Advisory Committee member
- **Harry Rhodes** – Director Practice Leadership, American Health Information Management Association (AHIMA)
- **Tiefu Shen** – Chief Division of Epidemiologic Studies, Illinois Department of Public Health
- **William Spence** – CIO, Roseland Community Hospital

Formation of the ILHIE Authority

- Illinois Health Information Exchange Authority
 - Established by IL law in 2010.
 - Purpose: Develop and Implement ILHIE
 - Goal: Enable health professionals to exchange electronic patient health information in a secure environment.
 - Result: Improve patient care, accuracy of prescriptions/orders and reduce costs.

Formation of the Data Security and Privacy Committee

- By resolution of ILHIE Authority Board, Dec. 1, 2011
- Chair: Nicholas Panomitros, DDS, MA, JD, LLM
- Size: 10
- Members: appointed by the Chair
- Operating rules & procedures: adopted by the Chair

Committee's Purpose

- Serve in advisory capacity to the Board on the policies of the Board with respect to the use and protection of health information, medical records, and other health data in the possession or control of the ILHIE.
- Review , evaluate and recommend ILHIE data privacy and security policies, and to oversee the development of new ILHIE data privacy and security policy recommendations with appropriate collaboration with State of Illinois stakeholders, policy developers and implementers.

Prior Meetings

- **February 8, 2012:**
 - Committee Formation and Illinois Law Introduction
 - Intersystems Presentation
- **March 29, 2012: Testimony by Invited Speakers**
 - On behalf of the Prairie Center Health System, Mr. Eric Foster, Chief Operating Officer of the Illinois Alcohol and Drug Dependence Association;
 - On behalf of the Central Illinois Health Information Exchange, Dr. David Trachtenbarg, its Chief Medical Informatics Officer and a practicing physician;
 - On behalf of the Metro Chicago Health Information Exchange, Mrs. Marilyn Lamar, Legal Counsel;
 - On behalf of the Mental Health Centers of Central Illinois, Mrs. Robyn Luke, Administrator; and
 - On behalf of GROW in Illinois, Mr. Walter Blumenshine, Fieldworker for GROW in Illinois and a U.S. Armed Forces veteran.

Prior Meetings

- **May 3, 2012: Invited Testimony**
 - Vicki Day – Nurse Practitioner, OSF St. James Hospital – John W. Albrecht Medical Center
 - B. Harry Rhodes, MBA, RHIA – Director Practice Leadership, American Health Information Management Association (AHIMA)
 - C. Donna Schnepf, MHA, RHIA – President, Illinois Health Information Management Association (ILHIMA);
 - Sandra Joe, MJ, RHIA – President Elect, ILHIMA; and
 - Deshawna Hill-Burn, Past President, ILHIMA
 - D. Cindy Bracy – 1st Year Director of Legislation and Advocacy, ILHIMA; and
 - Heather Shankland – 2nd Year Director of Legislation and Advocacy, ILHIMA
 - E. Kim Baldwin-Stried Reich – ILHIMA Board Advisor and AHIMA Speaker-Elect

Need for Policy Recommendations

- The Authority has charged the Committee with developing recommendations for possibly privacy, security and consent management policies, as the ILHIE nears launch
- Federal guidance: NwHIN Governance RFI
- Statutory barriers require addressing the IL General Assembly
 - Goal: Final Recommendations by September 19, 2012.

Committee Work Plan

- July 17, 2012 (Today) – Testimony involving 7 panels tasked with various policy questions.
- July 27, 2012 – Continued testimony and OHIT briefings.
- August 1-14, 2012 – Circulation of written submissions.
- September 6 - 7, 2012 – Deliberations
- September 12, 2012 – Circulation of Committee Recommendations
- September 19, 2012 – Presentation of Committee Recommendations to the ILHIE Authority at the Board Meeting.

Today's Agenda

- Status Reports on ILHIE and the Regional HIEs
- 11:00AM:
 - Panel 1: Patient Choice; Opt-in/Opt-out
 - Panel 2: Granularity of Patient Data
 - Q&A from Committee
 - Public Comment
- 12:30PM: Break for Lunch
- 1:00PM to 4:00PM:
 - Panel 3: Specially-protected PHI
 - Q&A from Committee
 - Public Comment
 - Panel 5: Operational Protocols
 - Panel 6: Current and Future Technologies
 - Panel 4/7: Fostering Public Trust in HIE & Protecting Patient Data
 - Q&A from Committee
 - Public Comment

Procedure for Public Comment

- The ILHIE Authority welcomes Public Comment
 - Description of Authority Process – Door
 - Sign-up/registration – Door
 - Speakers receive 3 minutes for testimony